

AA-6707-B
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INTERIM CONVEYANCE

WHEREAS

Tyonek Native Corporation

is entitled to a conveyance pursuant to Secs. 14(a) and 22(j) of the Alaska Native Claims Settlement Act of December 18, 1971 (85 Stat. 688, 702, 715; 43 U.S.C. 1601, 1613(a), 1621(j) (Supp. V, 1975)), of the surface estate in the following described lands:

LANDS OUTSIDE THE KENAI NATIONAL MOOSE RANGE (Public Land Order 3400)

Seward Meridian, Alaska (Surveyed)

T. 12 N., R. 11 W.

Those portions of Tract B more particularly described as (protracted):

Secs. 1 and 2, all;
Secs. 11, 12 and 13, all;
Sec. 14, excluding U.S. Survey 4546;
Sec. 23, excluding U.S. Survey 4546 and Native allotments AA-7788, AA-7268 and AA-6459;
Sec. 24, excluding Native allotments AA-7324, AA-7268, AA-7788, and AA-7789;
Sec. 25, excluding U.S. Survey 1865 and Native allotments AA-7324, AA-7789, and AA-7269;
Sec. 26, excluding U.S. Survey 1865 and Native allotment AA-6459.

Containing approximately 4,685 acres outside the Kenai National Moose Range.

LANDS WITHIN THE KENAI NATIONAL MOOSE RANGE (Public Land Order 3400)

Seward Meridian, Alaska (Unsurveyed)

T. 9 N., R. 8 W.

Secs. 1 to 5, inclusive, all;
Secs. 7 to 36, inclusive, all.

Containing approximately 22,378 acres.

T. 10 N., R. 8 W.

Secs. 25 and 26, all;
Secs. 34, 35 and 36, all.

Containing approximately 3,200 acres.

T. 9 N., R. 9 W.

Sec. 13, all;
Secs. 23 to 27, inclusive, all;
Sec. 31, E $\frac{1}{2}$;
Secs. 32 to 36, inclusive, all.

Containing approximately 7,360 acres.

Aggregating approximately 32,938 acres within the Kenai National Moose Range

Total aggregated acreage approximately 37,623 acres.

Interim Conveyance No. 173

Date

APR 06 1979

NOW KNOW YE, that there is therefore, granted by the UNITED STATES OF AMERICA, unto the above-named corporation the surface estate in the land above-described, TO HAVE AND TO HOLD the said estate with all the rights, privileges, immunities and appurtenances, of whatsoever nature, thereunto belonging, unto the said corporation, its successors and assigns, forever:

EXCEPTING AND RESERVING TO THE UNITED STATES from the lands so granted:

1. The subsurface estate therein, and all rights, privileges, immunities and appurtenances, of whatsoever nature, accruing unto said estate, pursuant to the Alaska Native Claims Settlement Act of December 18, 1971 (85 Stat. 688, 704; 43 U.S.C. 1601, 1613(f) (Supp. V, 1975)); and
2. Pursuant to Sec. 17(b) of the Alaska Native Claims Settlement Act of December 18, 1971 (85 Stat. 688, 708; 43 U.S.C. 1601, 1616(b) (Supp. V, 1975)), the following public easements, referenced by easement identification number (EIN) on the easement maps in case file AA-6707-EE, are reserved to the United States and subject to further regulation thereby:
 - a. (EIN 6 D9) A streamside easement twenty-five (25) feet in width upland of and parallel to the ordinary high water mark on the left bank and an easement on the entire bed of the Chuitna River as it crosses the lands herein granted. Purpose is to provide for public use of waters having highly significant present recreational use.
 - b. (EIN 7 D9) A site easement upland of the ordinary high water mark in Sec. 24, T. 12 N., R. 11 W., Seward Meridian, on the east shore of Chuitbuna Lake. The site is two (2) acres in size with an additional twenty-five (25) foot wide easement on the bed of the lake along the entire waterfront of the site. The site is for camping, staging and vehicle use.
 - c. (EIN 7a D9) An easement for a proposed access trail twenty-five (25) feet in width from site easement No. 7 on Chuitbuna Lake southeasterly to road easement No. 8. The usage of roads and trails will be controlled by applicable State or Federal law or regulation.
 - d. (EIN 8 C5) An easement sixty (60) feet in width for an existing road from the Beluga airstrip southerly and westerly for access to public lands and resources. The usage of roads and trails will be controlled by applicable State or Federal law or regulation.
 - e. (EIN 8c C5) An easement for an existing access trail twenty-five (25) feet in width from road easement No. 8 in Sec. 24, T. 12 N., R. 11 W., Seward Meridian, southerly to the Chuitna River. The usage of roads and trails will be controlled by applicable State or Federal law or regulation.

- f. (EIN 11 C6) A streamside easement twenty-five (25) feet in width upland of and parallel to the ordinary high water mark on all banks and an easement on the entire bed of the Swanson River from public lands in Sec. 30, T. 9 N., R. 7 W., Seward Meridian, downstream to public lands in Sec. 2, T. 8 N., R. 8 W., Seward Meridian. Purpose is to provide for public use of waters having highly significant present recreational use.
- g. (EIN 15 C) The right of the United States to enter upon the lands herein granted for cadastral, geodetic, or other survey purposes is reserved, together with the right to do all things necessary in connection therewith.

These reservations have not been conformed to the Departmental easement policy announced March 3, 1978 and published as final rulemaking on November 27, 1978, 43 FR 55326. Conformance will be made at a later date in accordance with the terms and conditions of the agreement dated January 18, 1977, between the Secretary of the Interior, Cook Inlet Region, Inc., Tyonek Native Corporation and other Cook Inlet village corporations.

THE GRANT OF THE ABOVE-DESCRIBED LANDS IS SUBJECT TO:

1. Issuance of a patent confirming the boundary description of the lands hereinabove granted after approval and filing by the Bureau of Land Management of the official plat of survey covering such lands;
2. Valid existing rights, therein, if any, including but not limited to those created by any lease (including a lease issued under Sec. 6(g) of the Alaska Statehood Act of July 7, 1958 (72 Stat. 339, 341; 48 U.S.C. Ch. 2, Sec. 6(g) (1970)), contract, permit, right-of-way or easement, and the right of the lessee, contractee, permittee or grantee to the complete enjoyment of all rights, privileges and benefits thereby granted to him;
3. Requirements of Sec. 14(c) of the Alaska Native Claims Settlement Act of December 18, 1971 (85 Stat. 688, 703; 43 U.S.C. 1601, 1613(c) (Supp. V, 1975)), that the grantee hereunder convey those portions, if any, of lands hereinabove granted, as are prescribed in said section;
4. Requirements of Sec. 22(g) of the Alaska Native Claims Settlement Act of December 18, 1971 (85 Stat. 688, 714; 43 U.S.C. 1601, 1621(g) (Supp. V, 1975)) that (a) the portion of the above-described lands, which has been withdrawn by PLO 3400, on May 22, 1964, and is now a part of the Kenai National Moose Range, remains subject to the laws and regulations governing use and development of such Refuge, and that (b) the United States reserve from the conveyance the right of first refusal if the said portion of land in such Refuge, or any part thereof, is ever sold by the above-named corporation; and

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5. The terms and conditions of the agreement dated January 18, 1977, between the Secretary of the Interior, Cook Inlet Region, Inc., Tyonek Native Corporation and other Cook Inlet village corporations. A copy of the agreement was recorded in the Anchorage Recording District, Book 291, pages 0178-0191 on April 25, 1978.

IN WITNESS WHEREOF, the undersigned authorized officer of the Bureau of Land Management has, in the name of the United States, set his hand and caused the seal of the Bureau to be hereunto affixed on this 6th day of April, 1979 in Anchorage, Alaska.

UNITED STATES OF AMERICA

Wm D Arnold

Assistant to the State Director
for ANCSA

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Date APR 06 1979